

10/03/01
JC904 U.S. PTO

10-04-01

A

Practitioner's Docket No. 4519/00018

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

JC997 U.S. PTO
09/971852
10/03/01

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Kenneth L. Rinehart; Jose J. Morales; Joel Reid; Isabel Reymundo; Pablo Floriano; Lola Garcia Gravalos

For (title): Metabolites of Ecteinascidin 743 formed by Human Cytochrome CYP3A4 (as amended)

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10*

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Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. Section 1.8(a)

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1. **Type of Application**

This transmittal is for a divisional/continuation application.

2. **Benefit of Prior U.S. Applications (35 U.S.C. Sections 119(e), 120, or 121)**

The new application being transmitted claims the benefit of prior U.S. applications. Enclosed are
ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.
APPLICATIONS CLAIMED.

3. **Papers Enclosed**

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design)
Application

14 Page(s) of Specification
3 Page(s) of Claims
25 Sheet(s) of Drawing(s)--Informal
25 Sheet(s) of Drawing(s)--Formal

B. Other Papers Enclosed

6 Page(s) of declaration and power of attorney
1 Page(s) of abstract

4. **Additional Papers Enclosed**

Preliminary Amendment

5. **Declaration or Oath**

Enclosed

Executed by:
* inventors.

6. **Inventorship Statement**

The inventorship for all the claims in this application is the same.

7. **Language**

0971859-100001
T00001-000001

English

FOOT 2581650

8. **Fee Calculation (37 C.F.R. Section 1.16)**

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$740.00
Total Claims (37 CFR 1.16(c))	14	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	14	- 3 =	11 x	\$84.00	\$924.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$280.00	\$0.00
Filing Fee Calculation					\$1,664.00

9. **Fee Payment Being Made at This Time**

Enclosed
Filing Fee \$1,664.00

Total Fees Enclosed \$1,664.00

10. **Method of Payment of Fees**

Charge Account No. 19-0733 in the amount of \$1,664.00.

11. **Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 19-0733.

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

37 C.F.R. Section 1.16(b), (c) or (d) (presentation of extra claims)

37 C.F.R. Section 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

37 C.F.R. Section 1.17(a)(1)-(5) (extension fees pursuant to SECTION 1.136(a))

37 C.F.R. Section 1.17 (application processing fees)

12. Instructions as to Overpayment

Credit Account No. 19-0733.

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF
PRIOR U.S. APPLICATIONS CLAIMED**

13. Relate Back

Amend the specification by inserting, before the first line, the following sentence:

A. 35 U.S.C. Sections 120, 121 and 365(c)

"This application is a divisional/continuation of copending application:

Application number 09/309,947 filed on May 11, 1999.

"The nonprovisional application designated above, namely application 09/309,947, filed May 11, 1999, claims the benefit of U.S. Provisional Application Nos.:

APPLICATION NO.

FILING DATE

60/085,024

05/11/1998

09971852-100301
TDE001-258766

Date: 10/3/2001

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